(3)

1 C.S. 1002

# IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. No. 2429 /2004

PETITIONER

Manish Kumar Bafna, S/o. Manakchand Bafna, Aged about 33 years, R/o. Gang Line Rajnandgaon (C.G.)

P. R. No. 24/5/04
Presented by Shri Santosh Gupta
dated 6-8-04

VERSUS

RESPONDENTS

1. Regional Transport Authority Chhattisgarh at Raipur.

2. Secretary Regional Transport Authority Raipur (C.G.)

## WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

XI-HC-22

(21)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

# आदेश पत्रक

मामला क्रमांक W.P. 2429/2004 सन् 200

विरुद्ध

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|
| | 20/08/2004<br>Shri B.K. Rawat, counsel for the petitioner.<br>Shri N.K. Agrawal, Deputy Advocate General for the respondent/State.<br>Petitioner has preferred this writ petition under Article 226 of the Constitution of India, being aggrieved by non-consideration of his application for temporary and regular permits for the route Dalli to Rajnandgaon via Lohara, and Devri.<br>The petitioner's petition is that since last three years, the petitioner is plying his stage carriage permit on the above route on the strength of temporary permits continuously. The temporary permit was issued for the above route from 2.1.2004 to 30.6.2004. The petitioner has again submitted an application for grant of further temporary stage carriage permit with effect from 1.7.2004, but the application has not yet been considered by the Secretary, R.T.A., Raipur and that is causing irreparable loss to the petitioner. The petitioner has also filed an application for regular stage carriage permit on the above route but that also has not been considered.<br>No return has been filed on behalf of the State.<br>I have heard learned counsel for the parties.<br>Learned counsel for the petitioner submits that he is only requesting that the Secretary R.T.A., Raipur, be directed to consider his application and pass appropriate order in accordance with law. | |

[पीछे देखिये

(22)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

# आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित -2- | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

In the first place, the objection of the Deputy Advocate General is that the petitioner again claimed for temporary stage carriage permit continuously, but at the same time he submits that for consideration of the application of the petitioner and passing appropriate order to that effect suitable order may be passed.

Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, the Secretary, R.T.A. ought to have considered the application and passed appropriate order in accordance with law. But, non-considering the application and not passing any order is not justified. Therefore, the respondents are directed to consider the application of the petitioner and pass appropriate order in accordance with law.

With the aforesaid observations and directions, this writ petition stands disposed of. Consequently, M.W.P.No.2147/2004 and I.A.No. 5454/2004 also stand disposed of.

Certified copy as per rules.

Sd/-
L.C.BHADOO
Judge

Raju/
Sunita

[पीछे देखिये